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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JANUARY 20, 1999

APPLICATION OF

STONE MOUNTAIN ENERGY, LC

CASE NO. PUE980725

To furnish gas service to
Greer & Sons, Inc. pursuant
to § 56-265.4:5 of the Code
of Virginia

ORDER DISMISSING PROCEEDING

On October 16, 1998, Stone Mountain Energy, LC ("Stone Mountain" or "the Company") notified the State Corporation Commission ("Commission"), pursuant to § 56-265.4:5 of the Code of Virginia, of its plans to furnish natural gas service to Greer & Sons, Inc. ("Greer") in Lee County, Virginia.

On November 5, 1998, the Commission entered an Order docketing the proceeding, notifying all public utilities providing natural gas service in the Commonwealth of Stone Mountain's plans to furnish gas service, and advising these utilities that within 60 days of the entry of this Order they could file an application with the Commission to provide natural gas service within the area identified in the Company's notification documents. The Order also found that Greer's facilities were not located within a territory for which a certificate of public convenience and necessity has been

granted, and, as of the time of the Commission's receipt of the notice provided for by § 56-265.4:5 of the Code of Virginia, were not located within any area, territory, or jurisdiction served by a municipal corporation that provided gas distribution service as of January 1, 1992.

Sixty days have now elapsed since the entry of the Commission's Order dated November 5, 1998, and no jurisdictional public utility has filed an application to provide natural gas service within the area identified in the captioned notification.

NOW THE COMMISSION, upon consideration of the foregoing, is of the opinion and finds that the Company has satisfied the requirements of §§ 56-265.1(b)(4), and -265.4:5 of the Code of Virginia, and that there being nothing further to be done herein, this matter should be dismissed. Accordingly,

IT IS THEREFORE ORDERED THAT this matter shall be dismissed from the Commission's docket of active proceedings, and the papers filed herein made a part of the Commission's file for ended causes.